IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 297 of 1999

For Approval and Signature: sd/-

Hon'ble MR.JUSTICE B.J.SHETHNA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

GUJARAT ELECTRICITY BOARD

Versus

CELLULOSE PRODUCTS OF INDIA LTD.

Appearance:

1. Appeal from Order No. 297 of 1999

MR MD PANDYA for Petitioner No. 1

MR KS JHAVERI for Respondent No. 1

CORAM : MR.JUSTICE B.J.SHETHNA

Date of decision: 22/10/2001

ORAL JUDGEMENT

Heard.

1. Learned Counsel Shri Kalpesh Jhaveri appearing

for the respondent - defendant Cellulose Products India Ltd. stated at the Bar that in a writ petition filed by the workers this Court, taking up the writ matter, has appointed a Sale Committee and the Sale Committee is disposing of the property of the Company subject to the approval of this Court. He further states that out of the properties of the company, two properties have already been disposed of, but the Unit at Kathvada and Ramol are not yet disposed of. As when the said Units will be disposed of at that time the claim of the appellant - Board can be suitably considered.

2. In that view of the matter nothing survives in the matter and no order is required to be passed at present. However, in case of necessity the Appellant Board can apply before the trial Court for other properties for which the Sale Committee is not appointed. As and when such Application is filed the same shall be considered and decided by the trial Court in accordance with the law. Accordingly this Appeal is disposed of with a direction to the trial Court to decide the main Special Civil Suit No.147 of 1998 as early as possible and not later than 31st December 2002. The parties shall fully cooperate with the final disposal of the Suit.

sd/-

Date : October 22, 2001 (B.J.Shethna, J.)

sas